THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.5290 of 2006

Dt.23.3.2006

Between:

P.Anand Rao and others … Petitioners

And

The Mandal Revenue Officer,

Rajendranagar Mandal, R.R.District

And another

…Respondents

ORDER:

This writ petition is filed seeking writ of mandamus directing respondents 1 and 2 to issue Patta Passbook and Rythu Pass book or to dispose of the representations dated 4.8.1989, 13.3.1997 and 6.11.2003 in accordance with law.

Petitioners submit that they have purchased land to an extent of Ac.9.23 guntas in Sy.Nos.340/5 and 340/6 situated at Narsingi Village by various sale deeds and they are in possession and enjoyment of the same since 1983 by cultivating the said land without any reference to the claims of third parties. It is stated that the

petitioners have constructed houses bearing Nos.2-112 and 2-113 and obtained electricity connections. It is stated that when the third parties have illegally threatening to interfere, petitioners filed O.S.No.759 of 1999 on the file of the Principal Junior Civil Judge, City Civil Court at Hyderabad (West & South), Ranga Reddy District, and obtained mandatory injunction. It is stated that the petitioners filed several representations on 4.8.1989, 13.3.1997 and 6.11.2003 requesting to mutate their names in the revenue records and to issue Patta passbook and Rythu passbook in their favour.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

The learned Government Pleader appearing on behalf of the respondents submits that the land bearing Sy.No.340 admeasuring Ac.54-19 guntas of Narsingi Village was assigned to 11 persons in the year 1964-65. The land in Sy.No.340/5 admeasuring Ac.5.01 guntas stands in the name of Doddu Balaiah and Sy.No.340/6 admeasuring Ac.4.22 guntas stands in the name of Doddu Laxmaiah. The land to an extent of Ac.4.35 guntas in Sy.No.340/5 and Ac.4.16 guntas in Sy.No.340/6 were sold to T.Mitra Jude vide registered sale deed document No.213/65, who in turn has executed the sale deed in respect of land bearing Sy.No.340/6 admeasuring 4.22 guntas in favour of Sree Kantam Rama Murthy and both are executed sale deed in favour of the petitioners in respect of Sy.No.340/5 admeasuring Ac.4.35 guntas and Sy.No.340/6 admeasuring Ac.4.22 guntas respectively. It is also admitted that the first petitioner and the 4th petitioner have filed a petition along with sale deeds requesting for transfer of the said lands. It is stated that at the time of enquiry the legal representatives of pattadar submitted a representation for sanction of succession and therefore there is a delay in taking action. But, however, it is stated that the said representations are in active consideration and enquiry is going on and the matter will be decided within two weeks.

Having regard to the facts and circumstances of the case, the first

respondent is directed to consider and dispose of the said representations of the petitioners after giving reasonable opportunity to all the concerned within four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

V.ESWARAIAH, J.

23.3.2006

kpr